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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

¹⁷ *Harmonized System of Nomenclature* (List of Nomenclature and Codes) (1986).

18 IT IS HEREBY ORDERED, ADJUDGED and DECREED that \$3,467.00 of the defendant
19 currency shall be forfeited and condemned to the United States pursuant to Title 21, United States
20 Code, Section 881.

21 1. The parties have filed a joint motion in order to resolve the matter of the seizure and
22 forfeiture of the above-referenced defendant currency.

23 2. The parties have agreed to a settlement which is hereinafter described in its
24 particulars:

25 a. Of the defendant currency, \$3,467.00 shall be forfeited and condemned to the
26 United States pursuant to Title 21, United States Code, Section 881. Of the
27 defendant currency, \$15,000.00, less any debt owed to the United States, any
28 agency of the United States, or any other debt in which the United States is

authorized to collect, shall be returned to the claimant, John Dixon II, either directly or through his attorney of record Richard M. Barnett.

b. The terms of this settlement do not affect the tax obligations, fines, penalties, or any other monetary obligations the claimant owes to the United States.

c. The person or persons who made the seizure or the prosecutor shall not be liable to suit or judgment on account of such seizure in accordance with Title 28, United States Code, Section 2465. Claimant agrees that by entering into this joint motion, he has not “substantially prevailed” within the meaning of 28 U.S.C. § 2465. All parties shall bear their own costs and expenses, including attorney’s fees. Judgment shall be entered in favor of the United States on its complaint.

d. Claimant has warranted and represented as a material fact that he is the sole owner of the defendant currency and further warrants that no other person or entity has any right, claim or interest in the defendant, and that he will defend and indemnify the United States against any and all claims made against it on account of the seizure and forfeiture of the defendant currency.

e. The claimant, his agents, employees, or assigns, shall hold and save harmless the United States of America, its agents and employees, from any and all claims which might result from the seizure of the defendant currency.

3. Although this Order takes note of the parties' settlement, representations and
gements, the Court does not retain jurisdiction to interpret or enforce any agreement between
ties.

This case is ordered closed.

DATED: August 17, 2012

Larry A. Bunn

HONORABLE LARRY ALAN BURNS
United States District Judge